

## IANDIORIO & TESKA

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INTELLECTUAL PROPERTY LAW ATTORNEYS

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August 11, 2004

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Thomas E. Thompkins, Jr.

Roy J. Coleman David W. Poirier

SUBJECT:

Applicant:

George P. Emerson

Serial No:

10/657,424

Filed:

September 8, 2003

For:

IMPROVED INSUFFLATION-EXSUFFLATION SYSTEM WITH PERCUSSIVE ASSIST FOR

REMOVAL OF BRONCHO-PULMONARY

**SECRETIONS** 

Examiner:

Lewis, A.J.

Group:

3743

Docket No:

EMER-101J

## Dear Sir:

Enclosed is a RESPONSE in reply to the Office Action mailed June 28, 2004 in the subject application. Pursuant to 37 CFR 1.56, also enclosed is an Information Disclosure Citation in an Application, Form PTO-A820 citing 34 references.

This information disclosure statement is being filed in accordance with 37 CFR 1.97(c), as it is being filed before the mailing date of either a Final Office Action or a Notice of Allowance. Accordingly, the applicant submits herewith a check in the amount of \$180.00, the fee set forth in 37 CFR 1.17(p) for filing an information disclosure statement under 37 CFR 1.97(c).

If for any reason this RESPONSE is found to be INCOMPLETE, or if at any time it appears that a TELEPHONE CONFERENCE with counsel would help advance prosecution, please telephone the undersigned or his associates, collect in Waltham, Massachusetts at (781) 890-5678.

If any payment during prosecution is found to be incorrect, please charge any deficiency or credit any overpayment to my Deposit Account No. 09-0002. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

In addition, pursuant to Rule 1.136(a)(3), the Office is hereby authorized to treat any future reply requiring an extension of time as incorporating a request therefor. Also, any 08/13/2004 SDIRETRI 00000033 10657424

Commissioner for Patents August 11, 2004 Page 2

request or Petition for an Extension of Time notwithstanding an inadvertent reference in the Petition to a shorter period of time is to be treated as requesting the appropriate length of time.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Sincerely,

Pason D. Shanske Reg. No. 43,915

JDS/mgt Enclosures

**CERTIFICATE OF MAILING** 

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 1, 2004.

Marianne G. Tarczal

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		1,169,995	Feb-1916	Name not	t available	128	205.19			
	1,358,893 2,364,626		Nov-1920	Eugen St	olle Georg Paul	128	204.25			
			Dec-1944	Emerson	John H	128	204.25			
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		2481,299	Sep-1949	Emerson	John H	128	204.25				
		2,774,347	Dec-1956	Emerson	John H	601	43				
	2,774,348		Dec-1956	Emerson	John H	601	43				
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	3,357,428 Dec-1967			Carlson I	David L	128	204.23				
_	3,368,212 Feb-1968			Klyce Jr	Stephen D	340	606				
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	3,768,468	Oct-1973	Cox, Law	rence Alfred	128	204.21					
	3,850,170	Nov-1974	Cox, Lyn	don S.	128	204.24					
	3,976,064	Aug-1976	Wood et a	ıl.	128	204.21					
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		5,311	.,862	May-1994 Blass		et al.	128	205.25		
		5,400	),778	Mar-1995	Jonson et	tal.	128	205.19		
		5,419,768		May-1995	Kayser, J	John P.	604	119		
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